IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 6319 OF 2004

Sidhram S.Patil ...Petitioner

Versus

Sharanbasappa S. Patil & Ors. ...Respondents

.....

Mr. G.S. Godbole, counsel for Petitioner

.....

CORAM: B. H. MARLAPALLE, J.
DATED: 16TH MARCH, 2005

P. C.:-

1. Heard Mr. Godbole, the learned counsel for the petitioner who is one of the defendants in R.C.S. No.756 of 1992. In Civil Appeal No.50 of 1999 arising from the decree passed in R.C.S. No. 756 of 1992, an application for amendment of written statement was moved and the same has been allowed by the impugned order dated 8.9.2003 by the V Additional District Judge at Solapur.

2. If regards be had to the original written statement filed and the amendment sought to be made in the appeal, it is clear that the proposed amendment does not cause any prejudice to the present petitioner and therefore, the discretion exercised by the lower appellate Court cannot be faulted with.

3. The petition is rejected summarily.